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15 FRANK JOSEPH ALIOTO

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

15 UNITED STATES OF AMERICA,
16
17 Plaintiff,
18
19 v.
20 APPROXIMATELY \$61,505.00
21 IN UNITED STATES CURRENCY,
22
23 Defendant.

No. C 07-5413 MMC

**[PROPOSED] ORDER ON
MOTION TO SUPPRESS
EVIDENCE**

21 _____/
22 FRANK JOSEPH ALIOTO,
23 Claimant.
24 _____/
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1 After hearing and oral argument on Claimant's motion to suppress,
2 IT IS HEREBY ORDERED that

3 Claimant's motion to suppress is granted in that the government has not satisfied its
4 burden of justifying its warrantless search and seizure of Claimant's property and that, therefore,
5 such seizure was conducted in violation of Claimant's rights to be free from unreasonable
6 searches and seizures as guaranteed by the Fourth Amendment of the United States Constitution.
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8 Dated:
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12 _____
13 Hon. MAXINE M. CHESNEY
14 Judge of the US District Court
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CERTIFICATE OF ELECTRONIC FILING

The undersigned hereby certifies that, on 20 June 2008, he caused to be electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to the following:

Susan B. Gray CSB 100374
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S/DAVID M. MICHAEL
DAVID M. MICHAEL